

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 09 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 09 2003

The applicant **David Carroll and John Shea** hereby make application for permission to change the **Point of Diversion, Manner of Use and Place of Use** for a portion of water heretofore appropriated under **Permit 16570, Certificate 5504**

1. The source of water is **an underground source in Pahrump, Nye County, Nv**
2. The amount of water to be changed **0.0039 CFS., not to exceed 2 AFA.**
3. The water to be used for **Commercial and Domestic purposes**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **within the SE.¼ SW.¼ of Section 35, T.19S., R.53E., M.D.M., or at a point from which the S.¼ corner of said Section 35 bears S. 30°39'06" E., a distance of 728 feet**
6. The existing permitted point of diversion is located within the **NE.¼ SW.¼ of Section 22, T.19S., R.53E., M.D.M., or at a point from which the E.¼ corner of said Section 22 bears N. 87°14' E., a distance of 2780 feet**
7. Proposed place of use **4.7 acres within Parcel 3, APN. 27-411-06 and 4.13 acres within Parcel 4, APN. 27-411-07, as shown on Parcel Map 64746, Nye County records, all within SE.¼ SW.¼ of Section 35, T.19S., R.53E., M.D.M. A total of 8.83 acres**
8. Existing place of use **0.40 acres within the SE.¼ SW.¼ of Section 22, T.19S., R.53E., M.D.M., as shown on the accompanying map**
9. Use will be from **January 1 to December 31 of each year.**
10. Use was permitted from **January 1 to December 31 of each year.**
11. Description of proposed works **an 8 in. Dia. X approximately 200 ft. deep driven well with a 1½ hp. Submersible pump, pipe & wire**
12. Estimated cost of works **\$6000**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: This water is to be used for a trash disposal company headquarters with offices, truck maintenance shop, equipment storage yard, sanitary facilities and general business operation.

By Lisle Lowe
s/Lisle Lowe (agent)
HCR. 69, Box 400 E
Amargosa Valley, Nv, 89020

Compared sg/cmF ag/cmF

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 16570, Certificate 5504 is issued subject to the terms and conditions imposed in said Permit 16570, Certificate 5504 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Permit 70096 is granted to provide commercial water service to two lots described by the Nye County Assessor's Parcel Numbers 27-411-06 and 27-411-07.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.004 cubic feet per second, but not to exceed 2.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 20, 2005

Proof of completion of work shall be filed on or before:

February 20, 2005

Water must be placed to beneficial use on or before:

January 20, 2006

Proof of the application of water to beneficial use shall be filed on or before:

February 20, 2006

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office

this 20th day of January, A.D. 2004


State Engineer

MAR 16 2005

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

